UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF NEW YORK
IN RE:

DEBRA PEARL PATRICK PEARL CASE NO. 08-60871 Chapter 13

Debtors

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APPEARANCES:

JERRY CALVIN LEEK, ESQ. Attorney for Debtors 107 S. Canton Rd. Potsdam, New York 13676

MAXSEN D. CHAMPION, ESQ. Staff Attorney, Chapter 7 Trustee 250 S. Clinton St., Suite 203 Syracuse, New York 13202

FELT EVANS LLP Attorneys for eCAST Settlement Corp. 4-6 North Park Row Clinton, New York 13323 EDWARD D. EARL, ESQ. Of Counsel

STEVEN R. DOLSON, ESQ. Amicus Curiae 500 South Salina Street, Suite 610 P.O. Box 1279 Syracuse, New York 13201-1279

Hon. Stephen D. Gerling, Chief U.S. Bankruptcy Judge

## ORDER AMENDING MEMORANDUM-DECISION, FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

The first ordering paragraph of the Court's Memorandum-Decision, Findings of Fact, Conclusions of Law and Order, dated September 10, 2008, is hereby amended to read as follows:

ORDERED that the Trustee's objection, as well as that of eCAST Settlement Corporation,

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to the Debtors' plan, to the extent that it provides for the inclusion of an ownership expense for their second vehicle in calculating the Debtors' **disposable income**, are denied . . . .

IT IS SO ORDERED.

Dated at Utica, New York this 10<sup>th</sup> day of October 2008

/s/ Hon. Stephen D. Gerling STEPHEN D. GERLING Chief U.S. Bankruptcy Judge 2